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APPLICATION NO.	FII	LING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO
10/603,225	O	06/24/2003	Scott Burke	WMO 3J4	4381
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PORTLAND	, OR 97	204	3617		

DATE MAILED: 06/03/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ② MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Eatherized from maybe available used the provisions of 37 CPR 1.758(a). In no event, however, may a reply be timely filed If the period for reply specified above is list substitive (20) days, a reply within the statutory infinitions (11th (20) days, will be considered timely). If the period for reply specified above is list substitive (20) days, a reply within the statutory printing (30) days, and the considered timely. If the period for reply specified above is list than thirty (20) days, a reply within the statutory printing (30) days and the considered timely. If the period for reply specified above is list than thirty (20) days, a reply within the statutory printing (30) days and the considered timely. If the period for reply specified above is list than the mailing date of this communication. Particular terms adjustment. See 37 CFR 1.764(b): Status 1) Responsive to communication(s) filled on				1
Examinor Sherman D. Basinger 3617 36		Application No.	Applicant(s)	-
Sherman D. Basinger 3617	Office Action Commence	10/603,225	BURKE, SCOTT	
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	2) Notice of Draftsperson's Patent Drawing Review (PTO-948 3) Information Disclosure Statement(s) (PTO-1449 or PTO/S	B/08) Paper No(s). S) Notice of Inf	/Mail Date ormal Patent Application (PTO-1	52)

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DETAILED ACTION

Drawings

- 1. The drawings are objected to because in figures 4 and 5 reference numeral 16 should be 14, in figure 6 reference numeral 16 adjacent numeral 20 should also be 20, and in figure 7, reference numeral 32 on the right side of the figure should be 34 in both instances.
- 2. The drawings are objected to as failing to comply with 37 CFR 1.84(p)(5) because they do not include the following reference sign(s) mentioned in the description: 36' of page 9, line 16 and 36" of page 10, line 6 are not shown in figure 6.

INFORMATION ON HOW TO EFFECT DRAWING CHANGES

Replacement Drawing Sheets

Drawing changes must be made by presenting replacement figures which incorporate the desired changes and which comply with 37 CFR 1.84. An explanation of the changes made must be presented either in the drawing amendments, or remarks, section of the amendment. Any replacement drawing sheet must be identified in the top margin as "Replacement Sheet" and include all of the figures appearing on the immediate prior version of the sheet, even though only one figure may be amended. The figure or figure number of the amended drawing(s) must not be labeled as "amended." If the changes to the drawing figure(s) are not accepted by the examiner, applicant will be notified of any required corrective action in the next Office action. No further drawing submission will be required, unless applicant is notified.

Identifying indicia, if provided, should include the title of the invention, inventor's name, and application number, or docket number (if any) if an application number has not been assigned to the application. If this information is provided, it must be placed on the front of each sheet and centered within the top margin.

Annotated Drawing Sheets

A marked-up copy of any amended drawing figure, including annotations indicating the changes made, may be submitted or required by the examiner. The annotated drawing

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sheets must be clearly labeled as "Annotated Marked-up Drawings" and accompany the replacement sheets.

Timing of Corrections

Applicant is required to submit acceptable corrected drawings within the time period set in the Office action. See 37 CFR 1.85(a). Failure to take corrective action within the set period will result in ABANDONMENT of the application.

If corrected drawings are required in a Notice of Allowability (PTOL-37), the new drawings MUST be filed within the THREE MONTH shortened statutory period set for reply in the "Notice of Allowability." Extensions of time may NOT be obtained under the provisions of 37 CFR 1.136 for filing the corrected drawings after the mailing of a Notice of Allowability.

Specification

3. The specification is objected to as failing to provide proper antecedent basis for the claimed subject matter. See 37 CFR 1.75(d)(1) and MPEP § 608.01(o). Correction of the following is required: antecedent basis for the subject matter of claims 3, 5, 7, 9 and 11 should be found in the specification.

Claim Objections

- 4. Claims 3, 5, 7, 9 and 11 are objected to because of the following informalities: In the last line of each of the above claims should "head" be –heat-? Appropriate correction is required.
- 5. Claim 14 is objected to because of the following informalities: in line 1 "claims" should be changed to –claim-. Appropriate correction is required.

Claim Rejections - 35 USC § 103

6. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

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(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

7. Claim 13 is rejected under 35 U.S.C. 103(a) as being unpatentable over Szabad in view of Moran 269.

Szabad discloses the expanded polystyrene sports board core (column 2, lines 48-52); the composite top skin heat bonded to the top surface of the core (column 2, lines 57-64); the composite slick bottom skin heat bonded to a bottom surface of the expanded polystyrene sports board core (column 2, line 54 and lines 57-64) and a side rail skins heat bonded to the side rails of the expanded polystyrene sports board core (column 2, lines 65-end, column 3, lines 27-33).

Szabad does not disclose the side rail skins as being composite. Moran 269 discloses a side rail that is of two layers so as to be a composite. It would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains to make the side rails of Szabad of two layers as taught by Moran 269 so that they too will be a composite. Motivation to do so is to allow for the layer which would be the outer layer to wear from use without effecting the inner layer.

Allowable Subject Matter

- 8. Claims 1-12 are allowed.
- 9. Claims 14-17 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

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10. Claim 1 and the claims depending therefrom are allowed because none of the art of record taken alone or in combination teach or fairly suggest the method of making an expanded polystyrene core sports board comprising

laminating a first blended sheet of expanded polystyrene and polyethylene to a bottom surface of an expanded polystyrene sports board core;

laminating a slick skin to the first blended sheet of

expanded polystyrene and

polyethylene on the bottom of the expanded polystyrene sports board core;

laminating a surface sheet to a foam backer sheet to form a foam-backed sheet;

laminating the foam backer side of the foam-backed sheet to a second blended sheet

of expanded polystyrene and polyethylene to form a composite top skin;

laminating the composite top skin to the top surface of the expanded polystyrene

sports board core; and

laminating a set of rail skins having the same composite structure as the top skin to the rails of the expanded polystyrene sports board core.

Conclusion

11. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sherman D. Basinger whose telephone number is 703-308-1139. The examiner can normally be reached on M-F (6:00-2:30 ET).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Samuel J. Morano can be reached on 703-308-0230. The fax phone

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number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Sherman D. Basinge

Primary Examiner

Art Unit 3617

Sdb

Friday, May 28, 2004